## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/812,509 Confirmation No.: 3249

Applicant : Lee W. Sapiro, et al. Filed : March 30, 2004

T.C./A.U. : 2154

Examiner : Haresh N. Patel

Docket No. : EMC-042PUS

Customer No. : 51576

## INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

It is desired to cite for the record in this application the documents listed on the enclosed sheet(s). The paragraph marked below is applicable to this Information Disclosure Statement.

[X] (1) The enclosed Information Disclosure Statement is being filed within three months of the filing date of the above-identified application; or within three months of the entry of the national stage of the above-identified application; or before the mailing of a first Office Action on the merits; or before the mailing of a first office action after the filing of a request for continued examination under §1.114. Accordingly, Applicant(s) believes that no fee or certification is required.

The filing of this Information Disclosure Statement is not a representation by the undersigned as to personal knowledge of the contents of every word or phrase of the material enclosed or that reliance on other suitably trained professionals has not been made.

If a search report of a searching agency is enclosed identifying the nature of the relevance of each document, such a designation is deemed to satisfy Rule 98(a) (3) even if in a foreign language, since the few terms of relevance therein are deemed of universal cognizance. However, Applicant(s) does not necessarily adopt the position reflected by that report.

Dated: October 17, 2008

The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. 500845.

Respectfully submitted,

Daly, Crowley, Mofford & Durkee, LLP

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